

THE BALLER HERBST LAW GROUP

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October 17, 2006

VIA ELECTRONIC SUBMISSION

Marlene H. Dortch
Secretary, Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte; *Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as amended by the Cable Television Protection and Competition Act of 1992*, MB docket No. 05-311.

Dear Ms. Dortch,

On October 17, 2006, the attached message drawing attention to a recent trade press article supporting the position of the Illinois Municipalities in the above-referenced proceeding was sent via email to Rudy Brioche, Ian Dillner, Heather Dixon, Rosemary Harold, Mary Beth Murphy, John Norton, Christina Pauze, Holly Saurer, and Jessica Rosenworcel.

/s/ E. Casey Lide
The Baller Herbst Law Group, P.C.

[sent via email, October 17, 2006]:

We appreciate your taking the time to meet with us on October 10 to discuss the effects of AT&T's deployment of Project Lightspeed on municipalities in Illinois.

Today's issue of *Light Reading* contains a highly relevant and timely article that we urge you to consider. In particular, please note the photograph of the Lightspeed facility in Figure 1, which provides a good idea of the size of the boxes and the location and safety issues that municipalities are trying to address -- e.g., AT&T has placed its huge cabinet front and center in a residential area, right at an intersection where it could well be a traffic hazard.

http://www.lightreading.com/document.asp?doc_id=107562&WT.svl=news11

http://www.lightreading.com/document.asp?doc_id=107562&image_number=1&page_number=&site= (Figure 1)

We believe these pictures strongly reinforce the points made in our meetings with you last week, and in the ex parte filing submitted by the Illinois Municipalities in the 621(a) proceeding.

Best regards,

Peter Collins, City of Geneva, IL
Jim Baller,
Adrian Herbst,
Casey Lide,
The Baller Herbst Law Group